

IN THE UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF ARKANSAS
WESTERN DIVISION

DOYLE E. TULLOS	PLAINTIFF
v.	No. 4:18-cv-926-DPM
BIOMET, INC., <i>et al.</i>	DEFENDANTS
JOHNNY LUCAS	PLAINTIFF
v.	No. 4:19-cv-161-DPM
BIOMET ORTHOPEDICS LLC, <i>et al.</i>	DEFENDANTS
GARY SANDEN and SUSAN SANDEN	PLAINTIFFS
v.	No. 4:19-cv-162-DPM
BIOMET, INC., <i>et al.</i>	DEFENDANTS
DILLARD SHERRILL and PATRECA M. SHERRILL	PLAINTIFFS
v.	No. 4:19-cv-163-DPM
BIOMET ORTHOPEDICS LLC, <i>et al.</i>	DEFENDANTS
VALENA HONEYCUTT	PLAINTIFF
v.	No. 4:19-cv-216-DPM
JOHN CUCKLER, M.D., <i>et al.</i>	DEFENDANTS

ORDER

For the reasons stated on the record at the 8 May 2019 hearing, the Court made the following rulings.

1. Lucas and Sherrill's motion to consolidate trials, № 195 in No. 4:19-cv-161, is denied without prejudice.

2. By agreement, the Court will enter the Protective Order entered in the MDL, Exhibit C to № 242 in No. 3:12-md-2391, with some minor amendments in all these cases by separate Order.

3. The Court consolidates pretrial proceedings in all five of these cases. FED. R. CIV. P. 42(a)(3). No. 4:18-cv-926-DPM is the lead case; all filings must be made in that case number. As discussed at the hearing, the Court directs the parties to confer and propose a draft scheduling order using the Court's architecture. Joint proposal due by 31 May 2019.

4. Biomet must file a notice, also by 31 May 2019, about other cases in the MDL that may be remanded to this Court.

So Ordered.

D.P. Marshall Jr.
D.P. Marshall Jr.
United States District Judge

9 May 2019